

RESOLUTION

GRANTING A TEMPORARY WAIVER OF CERTAIN PROVISIONS OF SECTION 151-7(A)(18) OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER TO THE MARTINSVILLE FIRE DEPARTMENT TO PERMIT LIMITED SERVICE OF ALCOHOLIC BEVERAGES ON MUNICIPAL PROPERTY IN CONSIDERATION OF THE 100TH ANNIVERSARY OF SAME

WHEREAS, Section 151-7(A)(18) of the municipal code of the Township of Bridgewater prohibits the “drink[ing], tak[ing], us[ing] or hav[ing] in their possession...intoxicating liquors....on or within the parks or recreation areas” of the Township of Bridgewater; and

WHEREAS, the Martinsville Fire Department seeks a waiver of that provision to host a “beer garden” as an ancillary attraction to the celebration of the Department’s 100th Anniversary to be held at Crim Soccer Fields on August 19, 2023; and

WHEREAS, the Township Council, by resolution, may grant temporary waivers from certain provision of the Township Code so long as no other provision of law prohibits such a waiver and the terms of said waiver are specifically delineated by resolution thereof; and

WHEREAS, Section 151-7(A)(18)(c) further acknowledges the right of the Division of Alcoholic Beverages, per regulation and statute, to issue permits for special events of this type whereat alcoholic beverages may be consumed; and

WHEREAS, the Township Council, in recognition of the service provided to the Township by the Martinsville Fire Department and in commemoration of the 100th anniversary thereof, wishes to provide a temporary waiver of the requirements of Section 151-7(A)(18) of the municipal code;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council that a temporary waiver of Section 151-7(A)(18) of the municipal code of the Township of Bridgewater is hereby granted as to the service of alcoholic beverages only.

BE IT FURTHER RESOLVED this waiver shall be granted from the hours of 12:00PM to 7:00PM on August 19, 2023, with a rain date of August 26, 2023 at Crim Soccer Fields and is strictly limited to that place and time.

BE IT FURTHER RESOLVED all other permits and documents required by any governing authority, including but not limited to the Township of Bridgewater and the State of New Jersey, shall be strictly required prior to the commencement of the event in question, or this waiver shall be void. This provision explicitly applies to any special event permit required by the New Jersey Division of Alcoholic Beverage Control as referenced in Section 151-7(A)(18) of the aforementioned code, with said permit to be provided to the Township no less than three (3) days prior to the event.

BE IT FURTHER RESOLVED all other provisions of Section 151-7(A)(18), including but not limited to Section 151-7(A)(18)(c)’s prohibition concerning intoxicated individuals, shall remain in full effect.

BE IT FURTHER RESOLVED that the Martinsville Fire Department shall provide the Township with an insurance certificate indemnifying the Township of Bridgewater for acts, incidents, and occurrences arising out of the event to be held on August 19, 2023, with a rain date of August 26, 2023 in the amount of \$1 million per occurrence/\$2 million aggregate, with said certificate of insurance tendered to the Township no later than three (3) days prior to the event. This is in addition to any/all documentation and/or approvals prescribed by the Township's Risk Manager.

BE IT FURTHER RESOLVED the licenses and waivers granted herein shall be voidable by the Township Council at that body's sole discretion.

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent
		Kurdyla	✓			
✓		Norgalis	✓			
		Pedroso	✓			
	✓	Ring	✓			
		Kirsh	✓			

Adopted: March 2, 2023